

JULY 26, 2005

**CITY OF GUNNISON COUNCIL
REGULAR SESSION MINUTES**

7:00 P.M.

The Regular Session was called to order at 7:00 P.M., by Mayor Ferguson with Councilmembers Harriman and Nesbitt present along with City Attorney Landwehr, City Manager Collins, City Clerk Davidson, Acting Police Chief Robinson, Finance Director Hanson, Parks & Recreation Director Ampietro, Planning Technician Ruggera, several interested citizens and the press. Councilors Medina and Miller were absent.

Mayor Ferguson noted that Councilors Medina and Miller were absent from the meeting due to business.

Councilor Harriman moved and Councilor Nesbitt seconded the motion to excuse Councilors Medina and Miller from this evening's meeting due to being out of town on business.

Roll call vote, yes: Harriman, Ferguson, Nesbitt. Motion carried.

Roll call vote, no: None.

Consent Agenda:

Regular Session Minutes of June 28, 2005

Challenge Grant Application for "MountainAir Marathon" in the Amount of \$2,000

Challenge Grant Application from WSC Music Program for "Beat the Heat Jazz Festival/Queen City Jazz Band Concert" in the Amount of \$1,404.

Mayor Ferguson explained the consent agenda is a group of items that Council has already discussed and is acted upon with a single motion and vote. The Mayor read the consent agenda items and then asked if anyone wanted a Consent Agenda item removed and discussed separately. No one made a request.

Councilmember Nesbitt moved and Councilmember Harriman seconded the motion to approve the Consent Agenda as submitted with the Challenge Grant for the MountainAir Marathon in the amount of \$2,000 and the Challenge Grant for the Queen City Jazz Band Concert in the amount of \$1,404.

Roll call vote, yes: Ferguson, Nesbitt, Harriman. Motion carried.

Roll call vote, no: None.

Pre-Scheduled Citizens: None.

Unfinished Business: None.

New Business:

Acceptance of Community Center Fees. Parks & Recreation Director Ampietro came forward to answer any questions Council might have. He informed Council he is preparing a brochure outlining the fees, if accepted by Council, to be distributed to the public at the Community Center open house.

Councilor Nesbitt moved and Councilor Harriman seconded the motion to accept the Community Center fees as presented and to review them in a year's time.

Roll call vote, yes: Nesbitt, Harriman, Ferguson. Motion carried.

Roll call vote, no: None.

City Cable TV Franchise Agreement Transfer. Adelphia representative Ernie Young came forward and gave Council an update on the transfer from Adelphia to Time Warner. The franchise agreement would remain unchanged, in its entirety, until its expiration date in 2009. Discussion ensued and Council would like a specialist to examine the transfer documents.

Councilor Nesbitt moved and Councilor Harriman seconded the motion to accept staff's recommendation and hire River Oaks Communication to oversee the City Cable TV Franchise Agreement transfer from Adelphia to Time Warner and to authorize the City Manager to hire said consultant.

City Manager Collins disclosed to Council that he has a close relative that, until 9 months ago, was a high-level executive with Time Warner. He feels there is no conflict of interest but wanted to disclose the information for the record, and the City Attorney concurred with the City Manager.

Roll call vote, yes: Harriman, Ferguson, Nesbitt. Motion carried.
Roll call vote, no: None.

2nd Quarter 2005 Financial Update. Finance Director Hanson came forward and reviewed the financial update in Council packets. Items discussed: Departments are all tracking at approximately 50% expenditures; Revenues are lagging slightly behind due to their payment schedules; City has received \$120,958 in mineral leasing funds and \$37,500 from WSC for the Community Center; Capital improvement fees in both Water and Sewer Departments are tracking well; Funds are available from the backup dispatch center to possibly pay off the communications equipment lease a year early; and the Insurance Reserve Fund is down to approximately \$75,000 due to several large claims. There may have to be an increase in premiums next year to build up the reserve fund. A discussion on ditch funds will be held at a future work session.

Ordinance and Resolutions:

Resolution No. 24, Series 2005; Re: Supporting Referenda C and D, “The Colorado Economic Recovery Plan”.

Councilor Nesbitt introduced Resolution No. 24, Series 2005, and it was read by title only by the City Attorney.

Councilor Nesbitt moved and Councilor Harriman seconded the motion that Resolution No. 24, Series 2005, **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, SUPPORTING REFERENDA C AND D, “THE COLORADO ECONOMIC RECOVERY PLAN”** be introduced, read, passed and adopted this 26th day of July, 2005, and copies be made available to the public.

Roll call vote, yes: Ferguson, Nesbitt, Harriman. Motion carried.
Roll call vote, no: None.

City Attorney: Nothing to report.

City Manager: Mark Collins: Reported the following: The Community Center Open House is this Thursday, July 28, starting with a flag pole dedication and ribbon cutting at 1:00 P.M. Tours and refreshments will be available following; CityFest is next Thursday, August 4, starting at 11AM at Jorgensen Park; and New Police Chief Greg Anderson will start work next Thursday, August 4th and will be at CityFest.

Acting City Manager: Acting Police Chief Keith Robinson: Police Departmental Report. Acting Chief Robinson reviewed the report included in Council packets. Items discussed included: Officer Hayes has been hired to replace Martin King and is in training; New Police Chief Greg Anderson will start work next week; Hiring for a Police Officer vacancy is on-going; Police Records Manager Shirley Spitzmiller is working part days due to illness; Police activity has been high this summer with criminal mischief staying consistently high; Officer Karr has instructed intoxilyzer classes and DUI classes to the Park Service and Sheriff’s Office; Officer Engelman conducted a radar certification class; and Officer Whiting has attended and instructed several occupant safety classes.

City Clerk Davidson: Reminded Council the City’s 125th Birthday time capsule will be sealed at CityFest next Thursday and if they want to include anything to get it to the Clerk’s office.

Non-Scheduled Citizens: None.

General Discussion/Items for Work Session:

Councilor Nesbitt: Report on Energy Impact Grant Hearing. He attended the Energy Impact Grant hearing in Steamboat Springs last week with County Manager DeVore, Public Works Director Coleman and Hockey Association representative Steve Shelafo. Two of the Energy Impact Grant Committee members were in favor of full funding, 1 was high-partial funding and the last was low partial funding. In a side note, Councilor Nesbitt commented on the vibrancy and European flair of downtown Steamboat Springs. He stated it makes our downtown appear sterile.

Councilor Nesbitt also commented on a faxed letter that was received by the City. The letter is from Tom Tancred to Gale Norton and included a typewritten message from Dave Miller inserted at the bottom of the letter. Councilor Nesbitt restated the City needs to remain vigilant about our water rights. Lastly, Councilor Nesbitt informed Council about the County detention facility meeting he attended with Councilor Harriman. At that meeting, Councilor Nesbitt asked the County if any neighborhood impact studies, i.e. traffic studies, have been performed. No studies have been conducted thus far. Project funding will be voted upon by the voters in November.

Councilor Harriman: Report on Upper Gunnison River Water Conservancy District HB 05-1177 Water Roundtable Meeting. Councilor Harriman first reported on the Planning & Zoning Commission meeting. The Commission is dealing with a conditional use application from the Sage Mountain School, to be located initially at Virginia and Boulevard. There is some concern from the neighbors. They also discussed issues relating to the Master Plan, i.e. what in the community needs to be preserved and what needs to be changed. There is much more consensus on what needs to be preserved than what needs to be changed.

Councilor Harriman then reported on the Water Roundtable meeting. Councilor Nesbitt was also in attendance. The attendees discussed expenses reimbursement for the appointees, and the need for governmental entities to budget for some of these expenses. Six appointments are to be made from the Gunnison Basin. The municipalities and the County still need to make their appointments. Ten at large appointments will be made state-wide and Ken Coleman's name was brought up as a possible representative from a water provider. City Manager Collins will speak with Director Coleman about this possible appointment. Council discussion ensued on the potential appointees and consensus was reached on Tyler Martineau and Dennis Steckel.

Councilor Harriman moved and Councilor Nesbitt seconded the motion to support Tyler Martineau or Dennis Steckel to be appointed as the Gunnison Basin municipal appointee and to authorize the Mayor to support these appointees during a meeting with all of the municipal entities on August 11th.

Roll call vote, yes: Nesbitt, Harriman, Ferguson. Motion carried.

Roll call vote, no: None.

Mayor Ferguson: Reported he will be attending the Mt. Crested Butte Business Center groundbreaking on Wednesday evening. He will also be out of town on August 3rd and all week the week of August 15th.

Adjournment: The meeting adjourned at 8:14 P.M.

Mayor

City Clerk